

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

**REALTIME DATA, LLC,**

*Plaintiff,*

**V.**

**ACTIAN CORPORATION ET AL.,**

***Defendants.***

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**CIVIL ACTION NO. 6:15-CV-463**  
**RWS-JDL**

## LEAD CASE

## JURY TRIAL DEMANDED

**REALTIME DATA, LLC,**

*Plaintiff,*

**V.**

**ORACLE AMERICA, INC.,  
HEWLETT PACKARD ENTERPRISE  
COMPANY, and HP ENTERPRISE  
SERVICES, LLC,**

***Defendants.***



**CIVIL ACTION NO. 6:16-CV-88**  
**RWS-JDL**

## LEAD CASE

## JURY TRIAL DEMANDED

## ORDER

Before the Court is Plaintiff Realtime Data LLC and Defendant Dell Inc.’s (“Moving Parties”) Motion to Sever and Consolidate. (Doc. No. 404.) Also before the Court is the Moving Parties’ Joint Emergency Motion to Consolidate Early Damages Expert Hearings. (Doc. No. 405.) After consideration of the Moving Parties’ Motions, the Court is of the opinion that they should be granted.

It is therefore **ORDERED** that Defendant Dell Inc. is severed from the lead case (6:15-cv-463) and the member case (6:15-cv-468), and this action against Dell is consolidated with the

recently-filed action against Dell (6:16-cv-089). It is further **ORDERED** that the early damages expert hearing scheduled for October 13, 2016 is canceled as between the Moving Parties and this early damages expert hearing is consolidated with the early damages expert hearing scheduled in Case No. 6:16-cv-089 that is set for July 6, 2017.

**So ORDERED and SIGNED this 11th day of October, 2016.**

  
JOHN D. LOVE  
UNITED STATES MAGISTRATE JUDGE